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DECISIONS PURSUANT TO RULE 1:28

April 9, 2018.

[COMMONWEALTH vs. McISAAC CALIXTE. No. 17-P-317.](#) On the charge of threatening to commit a crime, the judgment is reversed, the finding is set aside, and judgment shall enter for the defendant. On the charge of assault and battery on a police officer, the judgment is reversed and the finding is set aside.

[COMMONWEALTH vs. FAVIAN CRUZ. No. 17-P-506.](#) Judgments affirmed.

[COMMONWEALTH vs. JESSICA L. DUPLAK. No. 17-P-620.](#) The order denying the defendant's motion for a new trial is reversed, and a new order is to enter allowing the motion. The judgment is reversed, and the finding is set aside.

[COMMONWEALTH vs. SERGIO V. LOBO. No. 17-P-205.](#) Order denying motion for new trial affirmed.

[COMMONWEALTH vs. KEVIN WATKINS. No. 16-P-1082.](#) Order denying motion for postconviction relief affirmed.

[CITY OF FITCHBURG vs. RUEDIGER VOLK. No. 17-P-691.](#) Judgment affirmed. Order denying motion for reconsideration affirmed.

[DARINDA L. MATHIEU vs. PETER J. SHREAD. No. 17-P-111.](#) Plaintiff's cross appeal dismissed. Modification judgment, as amended by order entered June 29, 2015, affirmed.